

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

In re: LOVIG, JAMES C., III

§ Case No. 09-38668

§

§

§

Debtor(s)

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION  
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED  
AND APPLICATION TO BE DISCHARGED (TDR)**

CHARLES J. MYLER, chapter 7 trustee, submits this Final Account,  
Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: \$20,096.09  
(without deducting any secured claims)

Assets Exempt: \$10,441.09

Total Distribution to Claimants: \$0.00

Claims Discharged  
Without Payment: \$91,002.77

Total Expenses of Administration: \$8,500.26

3) Total gross receipts of \$ 8,500.26 (see **Exhibit 1** ), minus funds paid to the debtor and third parties of \$ 0.00 (see **Exhibit 2** ), yielded net receipts of \$8,500.26 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from <b>Exhibit 3</b> )	\$20,698.00	\$1,633.46	\$1,633.46	\$0.00
PRIORITY CLAIMS: CHAPTER 7 ADMIN. FEES AND CHARGES (from <b>Exhibit 4</b> )	0.00	11,914.94	11,914.94	8,500.26
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from <b>Exhibit 5</b> )	0.00	0.00	0.00	0.00
PRIORITY UNSECURED CLAIMS (from <b>Exhibit 6</b> )	0.00	3,322.04	0.00	0.00
GENERAL UNSECURED CLAIMS (from <b>Exhibit 7</b> )	66,163.00	24,839.77	24,839.77	0.00
<b>TOTAL DISBURSEMENTS</b>	\$86,861.00	\$41,710.21	\$38,388.17	\$8,500.26

4) This case was originally filed under Chapter 7 on October 16, 2009.  
The case was pending for 31 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 05/04/2012 By: /s/CHARLES J. MYLER  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO  
FINAL ACCOUNT**

**EXHIBIT 1 –GROSS RECEIPTS**

DESCRIPTION	UNIFORM TRAN. CODE <sup>1</sup>	\$ AMOUNT RECEIVED
Fraudulent transfer of real estate	1141-000	8,500.00
Interest Income	1270-000	0.26
<b>TOTAL GROSS RECEIPTS</b>		<b>\$8,500.26</b>

<sup>1</sup>The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

**EXHIBIT 2 –FUNDS PAID TO DEBTOR & THIRD PARTIES**

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
	None		
<b>TOTAL FUNDS PAID TO DEBTOR AND THIRD PARTIES</b>			<b>\$0.00</b>

**EXHIBIT 3 –SECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
10S	Department of the Treasury-IRS	4110-000	N/A	1,633.46	1,633.46	0.00
NOTFILED	HSBC Auto Finance	4110-000	20,698.00	N/A	N/A	0.00
<b>TOTAL SECURED CLAIMS</b>			<b>\$20,698.00</b>	<b>\$1,633.46</b>	<b>\$1,633.46</b>	<b>\$0.00</b>

**EXHIBIT 4 –CHAPTER 7 ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
CHARLES J. MYLER	2100-000	N/A	1,600.01	1,600.01	914.93
Charles J. Myler	2200-000	N/A	127.43	127.43	72.87
Myler, Ruddy & McTavish	3110-000	N/A	10,062.50	10,062.50	7,387.46

The Bank of New York Mellon	2600-000	N/A	25.00	25.00	25.00
The Bank of New York Mellon	2600-000	N/A	25.00	25.00	25.00
The Bank of New York Mellon	2600-000	N/A	25.00	25.00	25.00
The Bank of New York Mellon	2600-000	N/A	25.00	25.00	25.00
The Bank of New York Mellon	2600-000	N/A	25.00	25.00	25.00
<b>TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES</b>		N/A	11,914.94	11,914.94	8,500.26

**EXHIBIT 5 –PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
None					
<b>TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES</b>		N/A	0.00	0.00	0.00

**EXHIBIT 6 –PRIORITY UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
10P	Department of the Treasury-IRS	5800-000	N/A	2,642.75	0.00	0.00
11P	Illinois Department of Revenue	5800-000	N/A	679.29	0.00	0.00
<b>TOTAL PRIORITY UNSECURED CLAIMS</b>			0.00	3,322.04	0.00	0.00

**EXHIBIT 7 –GENERAL UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
1	Roundup Funding, LLC	7100-000	N/A	4,240.41	4,240.41	0.00
2	CAPITAL ONE BANK USA, N.A.	7100-000	N/A	3,381.39	3,381.39	0.00
3	PRA Receivables Management, LLC	7100-000	N/A	1,040.19	1,040.19	0.00
4	CAPITAL ONE BANK USA, N.A.	7100-000	N/A	1,181.03	1,181.03	0.00
5	CAPITAL ONE BANK USA, N.A.	7100-000	N/A	6,900.18	6,900.18	0.00
6	PRA Receivables Management, LLC	7100-000	N/A	1,235.92	1,235.92	0.00
7	GE Money Bank dba SAM'S CLUB	7100-000	N/A	700.10	700.10	0.00
8	TD Retail Card Services	7100-000	N/A	1,418.50	1,418.50	0.00

9	OPHRYS LLC	7100-000	N/A	2,434.13	2,434.13	0.00
10U	Department of the Treasury-IRS	7200-000	N/A	2,228.84	2,228.84	0.00
11U	Illinois Department of Revenue	7200-000	N/A	79.08	79.08	0.00
NOTFILED	First Equity Card Corp.	7100-000	9,706.00	N/A	N/A	0.00
NOTFILED	Dex	7100-000	355.00	N/A	N/A	0.00
NOTFILED	Chase Cardmember Service	7100-000	4,240.00	N/A	N/A	0.00
NOTFILED	Comcast	7100-000	46.00	N/A	N/A	0.00
NOTFILED	Elliot Heidelberger	7100-000	1,027.00	N/A	N/A	0.00
NOTFILED	Home Pages	7100-000	484.00	N/A	N/A	0.00
NOTFILED	Shaw, Jacobs & Associates, PC	7100-000	2,168.00	N/A	N/A	0.00
NOTFILED	Yard Card	7100-000	1,926.00	N/A	N/A	0.00
NOTFILED	Sam's Club	7100-000	700.00	N/A	N/A	0.00
NOTFILED	James C. Lovig, Jr.	7100-000	18,000.00	N/A	N/A	0.00
NOTFILED	Juniper Card Services	7100-000	2,434.00	N/A	N/A	0.00
NOTFILED	HSBC Card Services	7100-000	1,010.00	N/A	N/A	0.00
NOTFILED	HSBC Card Services	7100-000	1,236.00	N/A	N/A	0.00
NOTFILED	Capital One	7100-000	998.00	N/A	N/A	0.00
NOTFILED	AT&T	7100-000	484.00	N/A	N/A	0.00
NOTFILED	Benson, Mair & Gosselin	7100-000	7,735.00	N/A	N/A	0.00
NOTFILED	Capital One	7100-000	2,941.00	N/A	N/A	0.00
NOTFILED	Internal Revenue Service	7100-000	2,719.00	N/A	N/A	0.00
NOTFILED	Internal Revenue Service	7100-000	2,060.00	N/A	N/A	0.00
NOTFILED	Capital One	7100-000	5,894.00	N/A	N/A	0.00
<b>TOTAL GENERAL UNSECURED CLAIMS</b>			66,163.00	24,839.77	24,839.77	0.00

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 09-38668

Trustee: (330510) CHARLES J. MYLER

Case Name: LOVIG, JAMES C., III

Filed (f) or Converted (c): 10/16/09 (f)

§341(a) Meeting Date: 11/23/09

Period Ending: 05/04/12

Claims Bar Date: 02/25/10

1		2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)		Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=\$554(a) DA=\$554(c)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #						
1	Cash Orig. Asset Memo: Imported from original petition Doc# 1	40.00	0.00	DA	0.00	FA
2	Checking, 5th 3rd Bank, St. Charles, IL Orig. Asset Memo: Imported from original petition Doc# 1	0.09	0.00	DA	0.00	FA
3	Checking, US Bank, Geneva Orig. Asset Memo: Imported from original petition Doc# 1	10.00	10.00	DA	0.00	FA
4	Dining Room Set Orig. Asset Memo: Imported from original petition Doc# 1	250.00	0.00	DA	0.00	FA
5	One Adult Male Orig. Asset Memo: Imported from original petition Doc# 1	600.00	0.00	DA	0.00	FA
6	IMRF Orig. Asset Memo: Imported from original petition Doc# 1	1,941.00	0.00	DA	0.00	FA
7	1999 Chevy Tahoe (1/2) Orig. Asset Memo: Imported from original petition Doc# 1	1,250.00	0.00	DA	0.00	FA
8	2007 Nissan Extera Orig. Asset Memo: Imported from original petition Doc# 1	10,000.00	0.00	DA	0.00	FA
9	16' Open Landscape Trailer Orig. Asset Memo: Imported from original petition Doc# 1	200.00	0.00	DA	0.00	FA
10	Redmax Blower Orig. Asset Memo: Imported from original petition Doc# 1	55.00	55.00	DA	0.00	FA
11	2004 Bobcat Walk Behind 48" Mower Orig. Asset Memo: Imported from original petition Doc# 1	1,200.00	1,200.00	DA	0.00	FA
12	2008 Great Dane Standup Super Surfer 52"	2,500.00	2,500.00	DA	0.00	FA

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 09-38668

Trustee: (330510) CHARLES J. MYLER

Case Name: LOVIG, JAMES C., III

Filed (f) or Converted (c): 10/16/09 (f)

§341(a) Meeting Date: 11/23/09

Period Ending: 05/04/12

Claims Bar Date: 02/25/10

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=\$554(a) DA=\$554(c)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Orig. Asset Memo: Imported from original petition Doc# 1					
13 2004 Bobcat Zero Turn 61" Mower Orig. Asset Memo: Imported from original petition Doc# 1	1,000.00	0.00	DA	0.00	FA
14 Kawasaki String Trimmer Orig. Asset Memo: Imported from original petition Doc# 1	50.00	50.00	DA	0.00	FA
15 Machinist & Woodworking tools Orig. Asset Memo: Imported from original petition Doc# 1	1,000.00	1,000.00	DA	0.00	FA
16 Fraudulent transfer of real estate	Unknown	0.00		8,500.00	FA
17 9. Mowers Total: 10,441.09	0.00	0.00	DA	0.00	FA
Int INTEREST (u)	Unknown	N/A		0.26	Unknown
<b>18 Assets Totals (Excluding unknown values)</b>	<b>\$20,096.09</b>	<b>\$4,815.00</b>		<b>\$8,500.26</b>	<b>\$0.00</b>

**Major Activities Affecting Case Closing:**

Settled with Elizabeth Lovig for \$8,500; final report sent to US Trustee 12/13/11

Initial Projected Date Of Final Report (TFR): June 30, 2010

Current Projected Date Of Final Report (TFR): December 30, 2011

## Form 2

### Cash Receipts And Disbursements Record

Case Number: 09-38668

Case Name: LOVIG, JAMES C., III

Taxpayer ID #: \*\*-\*\*\*7196

Period Ending: 05/04/12

Trustee: CHARLES J. MYLER (330510)

Bank Name: The Bank of New York Mellon

Account: 9200-\*\*\*\*\*58-65 - Checking Account

Blanket Bond: \$5,000,000.00 (per case limit)

Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
09/01/11	{16}	Elizabeth Lovig	Settlement of adversary	1141-000	6,000.00		6,000.00
09/30/11	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.04		6,000.04
09/30/11		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		25.00	5,975.04
10/31/11	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.05		5,975.09
10/31/11		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		25.00	5,950.09
11/30/11	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.04		5,950.13
11/30/11		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		25.00	5,925.13
12/06/11	{16}	Elizabeth Lovig	Balance of settlement	1141-000	2,500.00		8,425.13
12/30/11	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.06		8,425.19
12/30/11		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		25.00	8,400.19
01/31/12	Int	The Bank of New York Mellon	Interest posting at 0.0100%	1270-000	0.07		8,400.26
01/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		25.00	8,375.26
03/12/12	1001	Department of the Treasury-IRS	Dividend paid 100.00% on \$1,633.46; Claim# 10S; Filed: \$1,633.46; Reference: Voided on 03/26/12	4110-003		1,633.46	6,741.80
03/12/12	1002	CHARLES J. MYLER	Dividend paid 57.18% on \$1,600.01, Trustee Compensation; Reference:	2100-000		914.93	5,826.87
03/12/12	1003	Myler, Ruddy & McTavish	Dividend paid 57.18% on \$10,062.50, Attorney for Trustee Fees (Trustee Firm); Reference:	3110-000		5,754.00	72.87
03/12/12	1004	Charles J. Myler	Dividend paid 57.18% on \$127.43, Trustee Expenses; Reference:	2200-000		72.87	0.00
03/26/12	1001	Department of the Treasury-IRS	Dividend paid 100.00% on \$1,633.46; Claim# 10S; Filed: \$1,633.46; Reference: Voided: check issued on 03/12/12	4110-003		-1,633.46	1,633.46
03/26/12	1005	Myler, Ruddy & McTavish	IRS check #1001 returned; claim paid by offset; new check written to attys for trustee as part of shortage from first dividend	3110-000		1,633.46	0.00

<b>ACCOUNT TOTALS</b>	<b>8,500.26</b>	<b>8,500.26</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>8,500.26</b>	<b>8,500.26</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$8,500.26</b>	<b>\$8,500.26</b>	



## Form 2

### Cash Receipts And Disbursements Record

Case Number: 09-38668

Case Name: LOVIG, JAMES C., III

Taxpayer ID #: \*\*-\*\*\*7196

Period Ending: 05/04/12

Trustee: CHARLES J. MYLER (330510)

Bank Name: The Bank of New York Mellon

Account: 9200-\*\*\*\*\*58-65 - Checking Account

Blanket Bond: \$5,000,000.00 (per case limit)

Separate Bond: N/A

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Checking Account Balance

Net Receipts : 8,500.26

Net Estate : \$8,500.26

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
Checking # 9200-*****58-65	8,500.26	8,500.26	0.00
	<u>\$8,500.26</u>	<u>\$8,500.26</u>	<u>\$0.00</u>